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February 14, 2006

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Room TW-B204
Washington, DC 20554

Re: WT Docket No. 05-265; EX PARTE

Dear Ms. Dortch:

This is to advise you that on Monday, February 13, 2006, the undersigned and Mr. Timothy Ostrowski, Vice President, Corporate Development of Leap Wireless International, Inc. ("Leap"), met with John Branscome, Chief of the Spectrum and Competition Policy Division ("SCPD") of the Wireless Telecommunications Bureau ("WTB"), along with Eugenie Barton, Elias Johnson, Won Kim, and Heidi Kroll of the SCPD and/or WTB.

At the meeting, there was discussion of the attached presentation, as well as Leap's positions filed in the above-referenced proceeding.

Please do not hesitate to contact me should you have any questions.

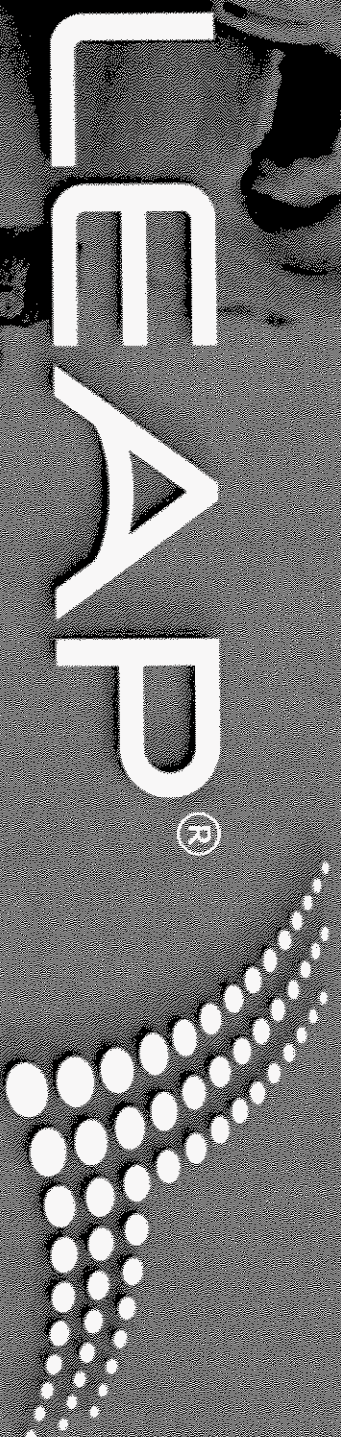
Very truly yours,

- /s/ -

James H. Barker

Counsel for Leap Wireless International, Inc.

cc: Robert Irving, Esq., Leap
Tim Ostrowski, Leap



All Consumers Deserve Access to Affordable Roaming

NARUC Consumer Affairs Committee

Tim Ostrowski, VP Business Development
February 12, 2006

Leap's Cricket Service Has Established Its Place Within the Industry

Cricket Customers are Heavy Users

- ~90% of Cricket customers use the service as their primary telephone and ~50% of Cricket customers use the service as their only telephone
- Average Cricket customer talks 1450 minutes a month vs. < 800 minutes a month for the typical post-paid wireless customer

Cricket Serves Disadvantaged Populations

- 40% of Cricket customers are Hispanic or African American vs. 10% for other wireless brands
- 69% of Cricket customers have annual household income of < \$35K compared with 31% for other wireless brands

Cricket is the Only Affordable Option for Many Customers

- Flat rate, unlimited service with no overage charges
- No credit check to pass
- No long term contract and no early termination fee (which is attractive to the high percentage of customers who start and stop service intermittently due to budget pressures or transient lifestyles)

Hobson's Choice: Pay Too Much for Total Service or Don't Leave Your Local Area

	cric et	"Good" Plan Large Carrier	"Typical" Plan Large Carrier	"Good" Prepaid ⁽²⁾
Monthly Fee	\$45.00	\$39.99	\$59.99	\$105
"Anytime" Minutes of Use Included	Unlimited	1,500	900	N/A
Nights/Weekends	Unlimited	N/A	Unlimited	N/A
"In-Network" Minutes	Unlimited	N/A	Unlimited	Unlimited
Overage Minutes	N/A	\$0.40/min	\$0.35/min	N/A
Messaging Bundle	Unlimited	\$14.99 (unlimited)	\$15.00 (unlimited)	\$2.50
Two Directory Assistance Calls	Included	\$2.98	\$2.98	\$3.00
Total (assuming no overage) ⁽¹⁾	<u>\$45.00</u>	<u>\$57.96</u>	<u>\$77.97</u>	<u>\$110.50</u>
Credit Check Required?	No	Yes	Yes	No
Long-Term Service Agreement Required?	No	Yes	Yes	No
Early Termination Fee	NONE	\$200	\$175	NONE

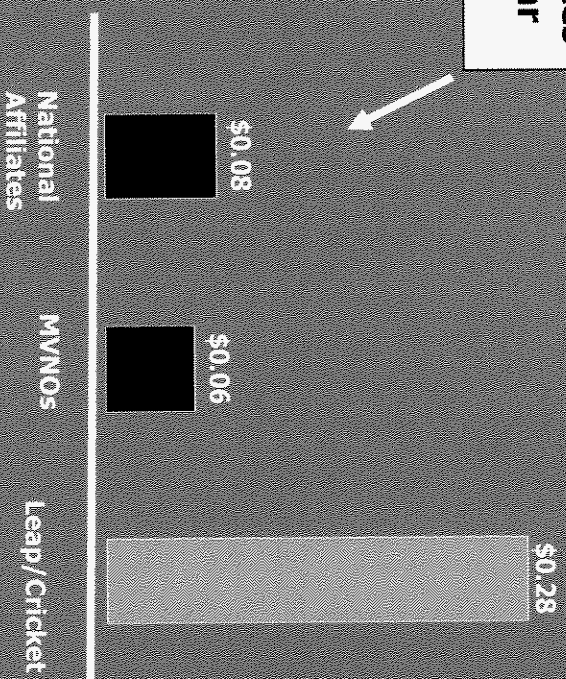
⁽¹⁾ Based on monthly usage, roughly half of Cricket customers could face paying overages on the competitors' plans.

⁽²⁾ "Good Prepaid" plan assumes \$1/day access fee, 750 mins @10 cents per min, 700 in-network mins, and 50 txt messages.

Anticompetitive Roaming Practices: Discriminatory Rates

Large carriers charge Cricket overtly discriminatory roaming rates per minute compared to rates charged other carriers for similar services ⁽¹⁾

One large carrier charges Cricket a higher rate per minute as volume increases



(1) See, Comments of ERS Group, on behalf of Leap International, Inc., *Reexamination of Roaming Obligations of Commercial Mobile Radio Service Providers*, WT Docket No. 05-265, November 28, 2005, p. 11.

Are Markets for Wholesale Roaming "Competitive" When Carriers Have Few Choices?



Carriers per County	
■	5 Carriers
■	4 Carriers
■	3 Carriers
■	2 Carriers
■	1 Carrier
□	No Carriers

LEAP®

FCC Should Adopt Rules to Facilitate Fair Roaming Practices

Roaming services are an essential component of mobile telecommunications services and fulfill an important public safety role

Access to roaming services is particularly critical for consumers who are underserved or who live in rural and remote areas with fewer competitive options

Ensuring that consumers have near ubiquitous access to roaming services, no matter where they travel, is in the public interest

Access to roaming services fosters competition in the wireless market and encourages new entrants

Sections 201 and 202 of the Communications Act, among other provisions, plainly provide the FCC with the authority to regulate wireless carrier roaming practices

